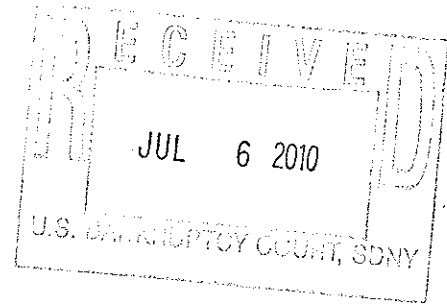


TEL: (914) 472-2751

**MISCORK CORP.**

50 SHELDRAKE ROAD  
SCARSDALE, NY 10583

FAX: (212) 354-0769



July 2, 2010

Via Certified Mail

Clerk of the United States Bankruptcy Court for  
The Southern District of New York  
One Bowling Green  
New York, NY 10004

Re: Bankruptcy Case No. 08-1789 (BRL)

Dear Sir or Madam:

I am writing in reply to your determination letter dated June 10, 2010, regarding Bernard L. Madoff Investment Securities LLC ("BLMIS") account No. 1M0044 (Miscork Corp. #2 Retirement Plan).

In your letter, you have made a calculation of the amount that was deposited into and withdrawn from that account and have determined that there is no positive equity. You conclude, therefore, that we aren't entitled to an approved claim. We disagree with this determination, relying on the Securities Investor Protection Corporation ("SIPC") Series 500 rules. This rule states: "Where the Debtor held cash in an account for a customer, the customer has a 'claim for securities' with respect to any authorized securities purchase...if the Debtor has sent written confirmation to the customer that the securities in question have been purchased for or sold to the customer's account."

Our understanding of the definition of "net equity" conflicts with your definition of "net equity" and what is stated in SIPC's own Series 500 rules referred to above. Since, as you yourself state in your letter, the Second Circuit will ultimately determine the definition of "net equity," we believe your determination of the claim is unfair, presumptuous and certainly premature.

In addition, you indicate that we submitted a claim for a credit balance of \$37,864,438.84 which I believe is mistaken. We based our claim on the last statement balance which indicated a value (cash and securities) of \$6,466,807.84.

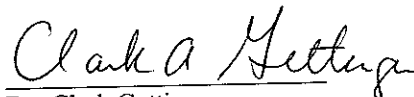
Furthermore, this account was a retirement plan. Withdrawals were mandated by the rules and regulations as set forth by Congress and the U.S. Treasury and taxes were paid on all of these withdrawals by the beneficiary even though these withdrawals were all transfers from one Madoff account to another Madoff account and as a result, all monies were lost.

Until the Trustee's and Claimant's respective rights are determined, we will disagree with the Trustee's purported determination and assert our rights and claims.

If you have any questions, please call me at (212) 944 6093.

Very truly yours,

**Miscork Corp. #2 Retirement Plan**

A handwritten signature in cursive script, reading "Clark A. Gettinger". The signature is written in dark ink and is positioned above a horizontal line.

By: Clark Gettinger  
Plan Administrator